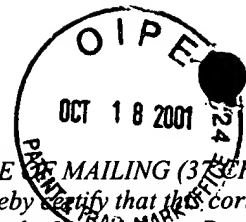


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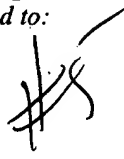
A-69056-1/ENB

CERTIFICATE OF MAILING (37 CFR 1.8(a))

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D. C. 20231, on October 15 2001.

Signature: 

Laura Lee Mosier



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
SHARKEY et al.

Serial No.: **09/895,609**
Filing Date: **June 29, 2001**

For: **Surgical Instrument Having Distal
Face with First and Second Electrodes**

Examiner: To be assigned

Group Art Unit: 3739

Date: October 15, 2001

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**INFORMATION DISCLOSURE STATEMENT
SUBMITTED PRIOR TO FIRST OFFICIAL ACTION**

Assistant Commissioner for Patents
Washington, DC 20231

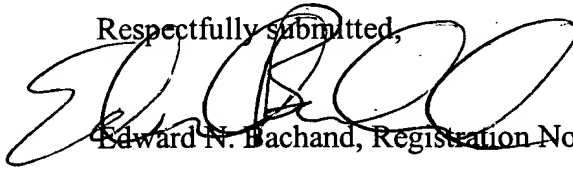
Dear Sir:

Applicant submits herewith patents and publications which may be material to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 C.F.R. §1.56. While this Statement may be "material" pursuant to 37 C.F.R. §1.56, it is not intended to constitute an admission that any patent, publication, or other information referred to therein is "prior art" for this invention unless specifically designated as such.

This application claims priority to U.S. patent application No. 09/412,878, filed October 5, 1998, under 35 U.S.C. § 120. It is understood that the Examiner will consider information that was submitted to or cited by the Office in such prior application. Notice of April 20, 1992; 1138 OG 37-41, at 37. Enclosed herewith are PTO/SB/8A forms listing art, previously submitted to or cited by the Office in such prior application, that is potentially relevant or of interest to the referenced patent application. Copies of documents previously submitted to or cited by the Office in the prior application are not required to be provided in this application and thus are not attached hereto. 37 C.F.R. § 1.98(d).

This information disclosure statement is being filed in compliance with 37 CFR 1.97(b)(3) before the mailing date of the first office action on the merits.

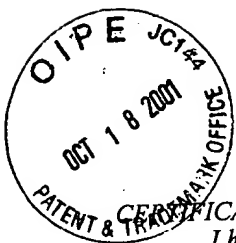
Respectfully submitted,



Edward N. Bachand, Registration No. 37,085

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Suite 3400, Four Embarcadero Center
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Signature: Laura Lee Mosier
Laura Lee Mosier

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: SHARKEY et al.	Examiner: Not yet assigned
Serial No. 09/895,609	Group Art Unit: 3739
Filed: June 29, 2001	
For: Surgical Instrument Having Distal Face with First and Second Electrodes	Date: October 15, 2001

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
SUBMITTED PRIOR TO THE FIRST OFFICIAL ACTION**

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

This Information Disclosure Statement is hereby submitted in accordance with 37 CFR 1.98 and pursuant to Applicant's continuing duty under 37 CFR 1.56 to bring any information which may be material to patentability of this application to the Examiner's attention.

Applicant submits herewith patents and publications which may be material to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 C.F.R. §1.56. While this Statement may be "material" pursuant to 37 C.F.R. §1.56, it is not intended to constitute an admission that any patent, publication, or other information referred to therein is "prior art" for this invention unless specifically designated as such. A listing of patents and publications is shown on enclosed PTO Forms 08A and 08B and a copy of each patent and publication is also enclosed.

This information disclosure statement is being filed in compliance with 37 CFR 1.97(b)(3) before the mailing date of the first office action on the merits.

Respectfully submitted,

Edward N. Bachand
Registration No. 37,085

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